

JUN 14 2004
OFFICIALVIA FACSIMILE – 2 Pages
(703) 872-9306100718-108 / Beiersdorf 416.2-KGB
6713-Dr. Wi-arIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : HEINRICH GERS-BARLAG, ET AL.
SERIAL NO. : 09/265,779
FILED : March 10, 1999
FOR : Cosmetic and Dermatological Light Protection Formulations Having a
Content of Triazine Derivatives and Glyceryl Derivatives and Glyceryl
Compounds
ART UNIT : 1623
EXAMINER : Howard V. Owens Jr.

June 14, 2004

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioner, Beiersdorf AG of Hamburg, Germany, represents that it is the 100% owner of the above-identified application by virtue of an assignment which was recorded in the U.S. Patent Office on June 7, 1997, at Reel 008570, Frame 0762. Your petitioner hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 5,968,483, issued on October 19, 1999, for Cosmetic and dermatological light protection formulations having a content of triazine derivatives and glyceryl compounds, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,968,483, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Application No.: 09/265,779
Applicant: Heinrich GERS-BARLAG et al
Terminal Disclaimer

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any Terminal Disclaimer of U.S. Patent No. 5,968,483 in the event that it later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable, (3) is found invalid, (4) is statutorily disclaimed in whole, (5) is terminally disclaimed under 37 C.F.R. 1.321(a), (6) has all claims canceled by a reexamination certificate, or (7) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any Terminal Disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney/agent of record and authorized to sign and submit this terminal disclaimer, and has no ownership interest in the above-identified application.

The Commissioner is hereby authorized to charge the fees as required to Deposit Account Number 14-1263.

(check one):

☒ \$110.00 - Large Entity

☐ \$55.00 - Small Entity

Respectfully submitted,
NORRIS MCLAUGHLIN & MARCUS, P.A.

By

Kurt G. Briscoe
Reg. No. 33,141

220 East 42nd Street - 30th Floor
New York, New York 10017
(212) 808-0700

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence (2 pages total) is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date:

June 14, 2004

By

Jennifer Archer